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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

On re the application of: Lonnie O. Ingram, *et al.*

Serial No.: 09/885,297, Patent No. 7,026,152

Filed: June 19, 2001, Issued: April 11, 2006

For: METHODS AND COMPOSITIONS FOR
SIMULTANEOUS SACCHARIFICATION AND
FERMENTATION

Attorney Docket No.: 49950-59776

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

"Express Mail" mailing label number EV809095767 US Date of Deposit February 2, 2007

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Jacob G. Weintraub

Please Print Name of Person Signing

Signature

Sir:

REQUEST UNDER 37 C.F.R. §1.28(c) TO EXCUSE ERROR
IN PAYMENT OF SMALL ENTITY FEES

It has been discovered that small entity status was erroneously established in the above-referenced application and certain fees in connection with the prosecution of the application were erroneously paid as a small entity without any deceptive intent. Upon a review of the circumstances, it is presently believed that the large entity fees should have been paid. Because it was not appreciated that small entity status was erroneously established, without any deceptive intent, no notification of change in status resulting in loss of entitlement to small entity status

was filed in the Office, as required under 37 C.F.R. 1.28(b).

02/06/2007 AWONDAF1 00000001 041105 09885297

01 FC:1001		790.00 OP
02 FC:1051		130.00 OP
03 FC:1201	667.00 DA	2733.00 OP
04 FC:1202	5050.00 DA	
05 FC:1203	360.00 DA	
06 FC:1255	2180.00 DA	
07 FC:1253	1020.00 DA	

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Date	Description of Fee	Fee Actually Paid	Present Large Entity Fee	Fee Due
2/27/02	Filing fee	\$370	\$790	\$420.00
2/27/02	Surcharge	\$65	\$130	\$65.00
2/27/02	Additional claims	\$909	\$4650	\$3,741.00
2/27/02	Additional independent claims	\$714	\$3200	\$2,486.00
2/27/02	Multiple dependent claims	\$140	\$360	\$220.00
2/27/02	5-month extension of time	\$980	\$2160	\$1,180.00
10/4/02	3-month extension of time	\$460	\$1020	\$560.00
6/17/03	3-month extension of time	\$465	\$1020	\$555.00
6/24/03	IDS	\$180	\$180	0.00
3/11/04	3-month extension of time	\$475	\$1020	\$545.00
			Total	\$9,772.00

TOTAL FEE DUE: \$9,772.00

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In accord with the provisions of 37 C.F.R. §1.28(c), it is requested that the error be excused. Further, in accord with the provisions of 37 C.F.R. §1.28(c), the deficiency between the amount paid and the amount due is submitted herewith, wherein the deficiency calculated based on the fee, for other than small entity, in effect at the time the deficiency is paid in full. The fee is calculated on the attached schedule showing the fees actually paid and the present fee in effect for other than small entity.

Please charge Deposit Account No. 04-1105 in the amount of \$9,772.00. If any additional fee is required, the Commissioner is authorized hereby to charge Deposit Account No. 04-1105.

Respectfully submitted,

EDWARDS ANGELL PALMER & DODGE LLP

Date: February 2, 2007

By: 

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